

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

EAGLE CAPITAL CORPORATION,

Plaintiff,

v.

STEVE & BARRY'S UNIVERSITY  
SPORTSWEAR, INC., AND STEEL BOLT  
CONSTRUCTION, LLC.,

Defendants.

STEEL BOLT CONSTRUCTION, LLC,

Third-Party/Plaintiff,

MATHERS CONSTRUCTION, INC.,

Third-Party Defendant.

CASE NO. 3:07-0823  
JUDGE HAYNES


**ORDER**

Upon review of the file (Docket Entry No. 38), the Plaintiff's motion to remand (Docket Entry No. 31) is **DENIED as moot** and this action is **DISMISSED**.

This is the Final Order in this action.

It is so **ORDERED**.

ENTERED this the 4<sup>th</sup> day of August, 2008.

  
WILLIAM J. HAYNES, JR.  
United States District Judge